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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

Pamela Brown, Individually, and as Special
Administratrix of the Estate of James
Brown,

Plaintiffs,

v.

United States of America,

Defendant.

Case No. 2:20-cv-01814-GMN-DJA

**Stipulation to Extend Remaining
Deadlines (First Request)**

Pursuant to Local Rule 26-4 and Local Rule IA 6-1, the parties respectfully move for a 60-day extension of the remaining deadlines. This is the first request for an extension of time. This stipulation is filed more than 21 days before the next pending deadline in the Discovery Plan and Scheduling Order.

A. Discovery completed to date

This is a complex medical malpractice wrongful death case. The parties have provided disclosures, exchanged written discovery, including numerous medical records, subpoenaed multiple third parties, have completed multiple depositions, and otherwise diligently moved forward in this matter.

1 **B. Remaining Discovery**

2 The parties anticipate several depositions of fact witnesses, as well as expert and
 3 rebuttal witnesses. The parties are still exchanging documents and additional written
 4 discovery. They will disclose expert reports and rebuttal reports. They will continue written
 5 discovery including subpoenas to third parties. They will continue to provide supplemental
 6 disclosures.

7 **C. Reasons for Requested Extension**

8 The parties have completed the depositions of several percipient witnesses, and they
 9 are collectively working to schedule depositions of several former VA employees, Dr. Ayat,
 10 Dr. Kalayeh, and Dr. Green. In early September, Plaintiff issued written discovery requests
 11 to Defendant. The parties recently reached an agreement wherein Defendant will respond
 12 to written discovery in early November and then attempt to schedule the remaining
 13 depositions in late November and December.

14 Given the above, the parties anticipate that the current expert deadline (November
 15 22, 2021) does not allow sufficient time for the parties to complete the remaining
 16 depositions, obtain transcripts, and work with experts to review and incorporate the
 17 information into their respective disclosures. The parties are seeking this extension in order
 18 to allow sufficient time to complete the necessary discovery in this complex case. The
 19 parties have and will continue to cooperate in conducting discovery and are seeking this
 20 extension in good faith and without purpose of delay.

21 **D. Proposed revised discovery schedule**

	Current due date	Proposed due date
Discovery Cut-Off	January 20, 2022	March 23, 2022
Amending Pleadings	October 22, 2021	December 21, 2021
Adding Parties	October 22, 2021	December 21, 2021
Expert Disclosures	November 22, 2021	January 22, 2022

1	Rebuttal Expert Disclosures	December 21, 2021	February 21, 2022
2	Dispositive Motions	February 21, 2022	April 22, 2022
3	Pre-Trial Order	March 23, 2022	May 23, 2022

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5 Respectfully submitted this 29th day of September 2021.

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7 LAIRD LAW, PLLC

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9 /s/ *Danial Laird*
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/s/ *Brian W. Irvin*
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Attorney for the United States

IT IS SO ORDERED:

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16 DANIEL J. ALBREGTS
17 UNITED STATES MAGISTRATE JUDGE

18 DATED: September 30, 2021